

STEIN, J

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**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

SOUTHERN ILLINOIS LABORERS' AND  
EMPLOYERS HEALTH AND WELFARE )  
FUND; NECA-IBEW WELFARE TRUST )  
FUND; MIDWESTERN TEAMSTERS )  
HEALTH AND WELFARE FUND; THE )  
WELFARE FUND OF TEAMSTERS LOCAL )  
UNION 863; PLUMBERS & PIPEFITTERS )  
LOCAL UNION 630 WELFARE TRUST )  
FUND; CLEVELAND BAKERS AND )  
TEAMSTERS HEALTH AND WELFARE )  
FUND; ELECTRICAL WORKERS BENEFIT )  
TRUST FUND; FIRE & POLICE RETIREE )  
HEALTH CARE FUND, SAN ANTONIO, )  
LABORERS' DISTRICT COUNCIL )  
BUILDING AND CONSTRUCTION )  
HEALTH AND WELFARE FUND; )  
LABORERS' DISTRICT COUNCIL HEAVY )  
AND HIGHWAY UTILITY HEALTH AND )  
WELFARE FUND, and NEW YORK CITY )  
POLICE SERGEANTS BENEVOLENT )  
ASSOCIATION HEALTH & WELFARE )  
FUNDS, individually, and on behalf of all )  
others similarly situated. )

Plaintiffs, )

v. )

PFIZER INC., )

Defendant. )

**No. 08cv5175 (SHS)  
ECF Case**

Electronically Filed

**JOINT STIPULATION AND ~~RECEIVED~~ ORDER ON  
BRIEFING SCHEDULE AND PAGE LENGTH**

This Stipulation is entered into by and among the parties hereto, through their respective undersigned attorneys, with reference to the following facts:

WHEREAS, on May 29, 2008, this action was transferred to this Court from the Northern District of Illinois, pursuant to 28 U.S.C. § 1404;

WHEREAS, on June 30, 2008, this case was reassigned to the Honorable Sidney H. Stein, after recusal by the Honorable Deborah A. Batts;

WHEREAS, by the parties' agreement and by Order of the transferor Court, briefing on Pfizer's Motion to Dismiss Plaintiffs' Second Amended Complaint ("Motion to Dismiss") has been stayed pending transfer to this District; and

WHEREAS, by Order dated July 9, 2008, Judge Stein directed the parties to submit a proposed briefing schedule on Pfizer's Motion to Dismiss by July 14, 2008;

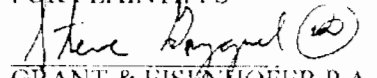
IT IS HEREBY STIPULATED that Pfizer shall re-file its Motion to Dismiss within ten days of the submission of this Stipulation, by July 24, 2008, Plaintiffs' response to the Motion to Dismiss shall be due twenty-one days thereafter, by August 14, 2008, and Pfizer's reply shall be due ten days thereafter, by August 25, 2008.

IT IS FURTHER STIPULATED AND JOINTLY REQUESTED that, in light of the number of parties and state law and federal claims involved, the parties shall be permitted to file memoranda of law in support of and in opposition to Pfizer's Motion to Dismiss of up to ~~40~~<sup>35</sup> pages, that Pfizer shall be permitted to file a reply memorandum of up to 15 pages, and that Pfizer reserves its right to seek an additional 5 pages for its reply.

SHS

Dated: New York, New York  
July 14, 2008

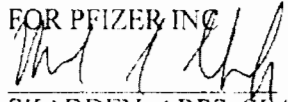
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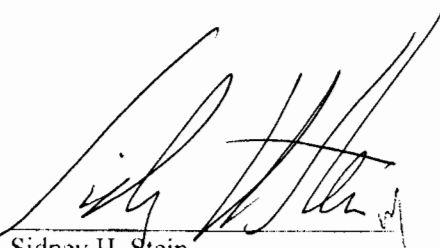
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IT IS SO ORDERED.

Dated: 7/15, 2008

  
Sidney H. Stein  
United States District Judge